

## Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 EB-08 SS-15 IO-13 SP-02  
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O 082223Z JUN 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS IMMEDIATE

C O N F I D E N T I A L STATE 145939

PARIS FOR USOECD

E.O. 11652: GDS

TAGS: EGEN, EINV, ECOSOC, UN

SUBJECT: DRAFT TEXT ON ILLICIT PAYMENTS FOR INCLUSION  
IN OECD MINISTERIAL COMMUNIQUE

REF: PARIS 18280

1. MISSION CAN RESPOND TO QUERIES ON U.S. DRAFT TEXT BY  
NOTING THAT RECENT CONSULTATIONS OF INTERESTED OECD DELS  
SHOWED BROAD SUPPORT FOR MAIN ELEMENTS OF AN AGREEMENT,  
I.E., CRIMINALIZATION, EXTRADITION, AND JUDICIAL ASSIST-  
ANCE. WE ALSO APPEARED VERY CLOSE TO AGREEMENT ON A  
TEXT FOR RECORD-KEEPING OF CERTAIN AGENTS' FEES TO BE  
MADE AVAILABLE FOR CRIMINAL INVESTIGATIONS. ON THE BASIS  
OF THAT ACCORD U.S. INDICATED ITS READINESS TO WITHDRAW  
PROPOSALS FOR PUBLIC DISCLOSURE AND/OR REPORTING, AND TO  
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TO FLEXIBLE REGARDING FOREIGN SUBSIDIARIES. WE ALSO  
MADE EXCELLENT PROGRESS ON A NUMBER OF OTHER ISSUES  
INCLUDING THE SCOPE OF THE OFFENSE, INCLUSION OF A  
TERRITORIAL LINK, AND THE DEFINITION OF PUBLIC OFFICIAL.  
ALTHOUGH A NUMBER OF TECHNICAL DRAFTING ISSUES REMAIN, WE  
DO NOT BELIEVE THERE ARE ANY "BASIC" ISSUES ON WHICH OECD  
DELS CANNOT AGREE. IF THERE ARE ONE OR TWO GOVERNMENTS

THAT STILL HAVE MORE SERIOUS RESERVATIONS, WE HOPE THEY  
CAN ASSOCIATE THEMSELVES IN THE OECD MINISTERIAL COMMUNIQUE

WITH THE BROAD CONSENSUS THAT IS EMERGING. THE USG IS  
PREPARED TO SHOW FLEXIBILITY TO FACILITATE A CONSENSUS.

2. FYI. OUR MAIN INTEREST IS TO OBTAIN CLEAR EXPRESSION  
OF SUPPORT IN MINISTERIAL COMMUNIQUE FOR AN ECOSOC  
RESOLUTION CALLING FOR A DIPLOMATIC CONFERENCE AT THE  
EARLIEST POSSIBLE DATE TO CONCLUDE AN AGREEMENT ON ILLICIT  
PAYMENTS. IF REQUIRED WE HAVE CONSIDERABLE FLEXIBILITY  
ON LANGUAGE. FOR EXAMPLE, WE COULD ACCEPT, IN LIEU  
OF "BASIC ELEMENTS," "IMPORTANT ELEMENTS" OR "THE OUTLINE  
OF" AN AGREEMENT.

3. WE HAVE PREPARED LANGUAGE FOR INCLUSION IN FULL TEXT  
OF SECRETARY'S SPEECH TO BE DISTRIBUTED AT MINISTERIAL.  
END FYI. VANCE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TEXT, CORRUPTION, COMMUNIQUE, MINISTERIAL MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 08 jun 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE145939  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** MBFELDMAN:EDK  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
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**Original Handling Restrictions:** n/a  
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**Review Content Flags:**  
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**Review Event:**  
**Review Exemptions:** n/a  
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**Subject:** DRAFT TEXT ON ILLICIT PAYMENTS FOR INCLUSION IN OECD MINISTERIAL COMMUNIQUE  
**TAGS:** EGEN, EINV, ECOSOC, UN  
**To:** PARIS  
**Type:** TE  
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**Review Markings:**  
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